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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

MATZ

Group Art Unit: 2171

Application No. 10/036,923

Examiner: LE, Uyen T.

Filed: December 21, 2001

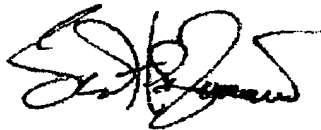
Attorney Docket No.: BS01424

Title: "System & Method for Customizing Content-Access Lists"

37 C.F.R. § 1.8 CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being transmitted via facsimile to the U.S.P.T.O. centralized number (703) 872-9306.

Scott P. Zimmerman
Name of Person Transmitting This Paper



February 16, 2005
Date of Transmission

**SUBMISSION OF PETITION FOR REVIVAL FOR FAILURE TO NOTIFY OF
FOREIGN FILING**

Director:

Please accept this petition to revive U.S. Application No. 10/036,923 for unintentional abandonment. An international filing was made, but the U.S.P.T.O. was not timely notified. PLEASE NOTE NO FEE ACCOMPANIES THIS PETITION. As the included decision shows, a petition was previously made to revive this application. This previous petition, however, included the wrong form, so the petition was dismissed and a refund is due. The Assignee respectfully requests that the previously-paid fee be applied to this petition.

BS01424

U.S. Application No. 10/036,923
Petition to Revive for Untimely Foreign Filing Notification

If any issues remain outstanding, the Office is requested to contact the undersigned at
(919) 387-6907 or scott@scottzimmerman.com.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Scott P. Zimmerman', with a stylized flourish at the end.

Scott P. Zimmerman
Attorney for the Assignee
Reg. No. 41,390

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FEB 16 2005

PTO/SB/64a (09-04)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED FOR FAILURE TO NOTIFY THE OFFICE OF A FOREIGN
OR INTERNATIONAL FILING (37 CFR 1.137(f))**

Docket Number (Optional)

BS01424

First named inventor: MATZ

Application No.: 10/036,923

Art Unit: 2171

Filed: DECEMBER 21, 2001

Examiner: LE

Title: SYSTEM & METHOD FOR CUSTOMIZING CONTENT-ACCESS LISTS

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (703) 872-9306

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.

The above-identified application became abandoned pursuant to 35 U.S.C. 122(b)(2)(B)(iii) for failure to timely notify the Office of the filing of an application in a foreign country or under a multinational international treaty that requires publication of applications eighteen months after filing. The date of abandonment is the day after the expiration date of the forty-five (45) day period set in 35 U.S.C. 122(b)(2)(B)(iii).

PURSUANT TO 37 CFR 1.137(f), APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION
UNDER 37 CFR 1.137(b)

1. Petition fee

☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☒ Other than small entity - fee \$ PAID (37 CFR 1.17(m))

2. Notice of Foreign or International Filing (35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c))

Subsequent to the filing of the above-identified application, an application was filed in another country, or under a multinational international treaty (e.g., filed under the Patent Cooperation Treaty), that requires publication of applications eighteen months after the filing. The filing date of the subsequently filed foreign or international application is December 16, 2002.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/84a (08-04)

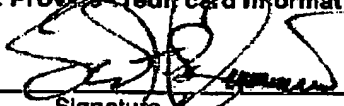
Approved for use through 07/31/2008. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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STATEMENT: The entire delay in filing the required notice of a foreign or international filing from the due date for the required notice until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

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Signature

February 16, 2005

Date

Scott P. Zimmerman

Typed or printed name

41,390

Registration Number, if applicable

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(919) 387-6907

Telephone Number

Address

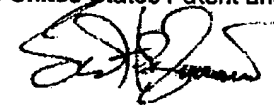
Enclosures: ☐ Fee Payment☐ Additional sheets containing statements establishing unintentional delay☒ Other: Fee was previously paid, but wrong form was used. See attached. Thanks.**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

☒ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.☐ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

February 16, 2005

Date



Signature

Scott P. Zimmerman

Typed or printed name of person signing certificate

(Page 2 of 2)



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OFFICE OF PETITIONS

ON PETITION

In re Application of
William R. Matz, et al.
Application No. 10/036,923
Filed: December 21, 2001
Attorney Docket No. 36968/267874 (BS01424)

This is a decision in response to the petition, filed October 18, 2004, to revive the above-identified application under the provisions of 37 CFR 1.137(b).

A review of the record reveals that no abandonment has occurred in this application. Accordingly, the petition is DISMISSED AS MOOT.

In view of this decision, petitioner is entitled to a refund of the \$1370 fee included with this petition. Any request for refund must include a copy of this decision and be mailed to Mail Stop 16, Director of the U.S. Patent and Trademark Office, P. O. Box 1450, Alexandria, VA 22313-1450 or faxed to the Customer Service Help Desk at (703) 308-5077.

The application is being returned to Technology Center 2171 for further consideration of the amendment filed October 11, 2004.

A handwritten signature in cursive script, reading "Sherry D. Brinkley".

Sherry D. Brinkley
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy.